THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION No.15721 OF 2005

DATE:20.09.2005

Between:

Vajire Chentan Kumar, S/o.Vajire Kishan Rao,

Aged about 11 yrs, student, Minor rep., by

his father and guardian Vajire Kishan Rao,

S/o.Shankar Rao,

R/o.lingamadugupalli Village, Peddapur Post,

Atmakur Mandal, Warangal District.

…… Petitioner

And

The Principal, Jawahar Navodaya Vidyalaya,

Mamnoor, Warangal District and others.

…… Respondents

THE HON'BLE MR JUSTICE L.NARASIMHA REDDY

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WRIT PETITION NO : 15721of 2005

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ORDER:

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This writ petition is filed challenging the letter,

dated 24.06.2005, addressed by the 1st respondent, in relation to the claim of the petitioner for admission into 'Jawahar Navodaya Vidyalaya, at Mamnoor, Warangal'.

The petitioner sought admission in the VI class of the Vidyalaya-1st respondent against the seat reserved in favour of the students hailing from rural areas. The

condition precedent, to be eligible to be admitted against such seat is that, a student is required to undergo education in a recognized school situated in rural areas. The petitioner contended that he studied III and IV classes at 'Rising Sun High School, Bhoopalpalli, Warangal' and

V class at 'Proebel Model School, Ghanpur', both of which are said to be in rural areas. Provisional admission was accorded to the petitioner. However, during the course of verification as to the genuinity of the claim, the 1st respondent found that the petitioner did not study IV class in the 'Rising Sun High School'. On that ground, the 1st respondent has withdrawn the admission through the impugned proceedings.

Heard the learned counsel for the petitioner, learned standing counsel for the 1st respondent and the learned Government Pleader for School Education.

When the writ petition came up for admission, this Court passed an order on 25.07.2005 directing the District Educational Officer to conduct enquiry into the claim of the petitioner and submit a report. The report of the District Educational Officer, dated 15.09.2005, is placed before this Court. A perusal of the same discloses that the petitioner was admitted into 'Rising Such High School' on 06.06.2002 in III class and continued there up to 30.11.2003 in IV class. He is said to have been removed from the role of the school, on the ground that he was absent from 20.10.2003 onwards. It was also opined that the admission of the petitioner in that school was not genuine. Inasmuch as it emerged in the enquiry by the District Educational Officer that the claim of the petitioner is not genuine, no exception can be taken to the action of the 1st respondent through the impugned proceedings.

The writ petition is accordingly dismissed. There shall be no order as to costs.

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(L.NARASIMHA REDDY, J)

20th SEPTEMBER, 2005.

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